

PETER S. CHRISTIANSEN, ESQ.

Nevada Bar No. 5254

pete@christiansenlaw.com

KENDELEE L. WORKS, ESQ.

Nevada Bar No. 9611

kworks@christiansenlaw.com

WHITNEY J. BARRETT, ESQ.

Nevada Bar No. 13662

kworks@christiansenlaw.com

CHRISTIANSEN LAW OFFICES

810 S. Casino Center Blvd., Suite 104

Las Vegas, Nevada 89101

Telephone: (702) 240-7979

Facsimile: (866) 412-6992

Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

Bernadine Morimoto, as Personal Representative
of the ESTATE OF ABGYGAILE B., deceased;
EMBER B., a minor, by and through maternal
grandmother and legal guardian, Bernadine
Morimoto; and KARRIAH M., a minor, by and
through maternal grandmother and legal guardian,
Bernadine Morimoto,

Plaintiffs,

vs.

RICHARD WHITLEY, Director of the Nevada
Department of Health and Human Services;
KELLY WOOLRIDGE, Administrator of the
Nevada Division of Child and Family Services;
DONALD BURNETTE, Clark County Manager;
CLARK COUNTY; TIMOTHY BURCH, Director
of Clark County Department of Family Services;
JAMES HARDEE, individually; HOPELINK OF
SOUTHERN NEVADA, a Nevada Non-Profit
Corporation; SHERRY BENNETT, individually;
JUSTIN TOM BENNETT, individually; DOES I-
X, inclusive; ROES XI-XX, inclusive;

Defendants.

CASE NO.: 2:17-cv-01774-APG-GWF

**STIPULATION TO MODIFY
SCHEDULING ORDER DEADLINES
(1ST REQUEST)**

This Stipulation to modify the scheduling order is entered into by and between Plaintiff
BERNADINE MORIMOTO, as Personal Representative of the Estate of Abygaile B. and legal
guardian and maternal grandmother of Ember B. and Karriah M.; and Defendants RICHARD

WHITLEY; KELLY WOOLRIDGE; DONALD BURNETTE; CLARK COUTNY; TIMOTHY BURCH; JAMES HARDEE; and HOPELINK OF SOUTHERN NEVADA, by and through their attorneys of record, pursuant to LR IA 6-1 and LR 26-4 and based upon the following. This is the first request for an extension of the discovery deadlines.

(a) A STATEMENT OF DISCOVERY COMPLETED TO DATE:

Plaintiffs, Richard Whitley and Kelly Wooldridge (“State Defendants”), Clark County, James Hardee, and Hopelink have exchanged initial disclosures of documents and the names of individuals with knowledge of the facts pertaining to Plaintiffs' claims against Defendants. Clark County has propounded written discovery requests to Plaintiffs, including interrogatories, requests for production and requests for admission. Plaintiffs’ responses are due on February 27, 2018. Plaintiffs have propounded written discovery requests to Defendants Hopelink, Frank Hardee and Clark County, including interrogatories and requests for production. James Hardee’s and Hopelink’s responses were due on February 9, 2018 and Clark County’s responses were due on February 12, 2018.

(b) A SPECIFIC DESCRIPTION OF THE DISCOVERY THAT REMAINS TO BE COMPLETED:

- (1) Defendants anticipate taking the deposition of Bernadine Morimoto;
- (2) Plaintiffs anticipate taking the depositions of Defendants James Hardee; Karen Kyger; the 30(b)(6) witness for Hopelink of Southern Nevada; 30(b)(6) witness for Clark County; Timothy Burch; Donald Burnette; Richard Whitley; and Kelly Woolridge;
- (3) Subpoenas to Las Vegas Metropolitan Police Department;
- (4) Disclosure of expert witnesses;
- (5) Depositions of the parties’ expert witnesses;
- (6) Additional document production

(c) THE REASON WHY DISCOVERY REMAINING WAS NOT COMPLETED WITHIN THE TIME LIMITS SET BY THE DISCOVERY PLAN

The parties aver, pursuant to Local Rule 6-1, that good cause exists for the requested

extension. The parties agree that, pending this Court's approval, extension of the discovery deadlines is appropriate. This is the parties' first request for an extension of the discovery deadlines. The parties are currently awaiting orders from the Court regarding Defendants' Motions to Dismiss. The parties also wish to further investigate this case, but given the ongoing criminal investigations and prosecutions of Justin Bennett and Sherry Bennett, access to this information is limited. Clark County will make its substantive document disclosures on February 22, 2018. This request is being filed more than 21 days before the expiration of the discovery deadline. The parties are seeking a 120-day continuance of below referenced dates.

(d) **A PROPOSED SCHEDULE FOR COMPLETING ALL REMAINING DISCOVERY:**

Description:	Current Deadline:	Proposed Deadline:
Expert disclosure deadline	March 9, 2018	July 6, 2018
Rebuttal expert disclosure	April 9, 2018	August 6, 2018
Discovery Deadline	May 8, 2018	September 5, 2018
Dispositive Motion Deadline	June 7, 2018	October 5, 2018
Pre-Trial Order Deadlines	July 6, 2018	November 2, 2018
Amend Pleadings and Add Parties	February 7, 2018	June 7, 2018
Interim Status Report	March 9, 2018	July 6, 2018

DATED: February 14, 2018

CHRISTIANSEN LAW OFFICES

By /s/ R. Todd Terry
PETER S. CHRISTIANSEN, ESQ.
Nevada Bar No. 5254
R. TODD TERRY, ESQ.
Nevada Bar No. 6519
WHITNEY J. BARRETT, ESQ.
NV Bar No. 13662
810 S. Casino Center Blvd., Ste. 104
Las Vegas, NV 89101
Attorneys for Plaintiffs

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DATED: February 14, 2018

OLSON, CANNON, GORMLEY,
ANGULO & STOBERSKI

BY /s/ Felicia Galati
FELICIA GALATI, ESQ.
NV Bar No. 7341
9950 W. Cheyenne Avenue
Las Vegas, NV 89129
Attorneys for Defendants Clark County,
Donald Burnette and Timothy Burch

1 DATED: February 14, 2018

2 SKANE WILCOX LLP

3
4 BY /s/ Danielle A. Kolkoski
5 DANIELLE A. KOLKOSKI, ESQ.
6 NV Bar No. 8506
7 1120 Town Center Drive, Suite 200
8 Las Vegas, NV 89144
9 *Attorneys for Defendants Hopelink of*
10 *Southern Nevada and James Hardee*

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12 **IT IS SO ORDERED.**

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UNITED STATES MAGISTRATE JUDGE

DATED: February 15, 2018